

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

In re the application of )  
 Joseph Zeck et al. )  
 Serial No: 10/040,728 )  
 Filed: December 29, 2001 )  
 For: PORTABLE LOCATOR INCLUDING )  
 A GROUND MARKING ARRANGEMENT )

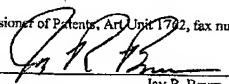
Examiner: Eric B. Fuller

Art Unit: 1762

Attorney Docket: DCI-P19C

Date: November 13, 2003

**CERTIFICATE OF FAXING** I hereby certify that this correspondence is being faxed to: Commissioner of Patents, Art Unit 1762, fax number 703-872-9308 on November 13, 2003.

Signed: 

Jay R. Beyer

ASSISTANT COMMISSIONER OF PATENTS  
Washington, D.C. 20231

SIR: Transmitted herewith is an Amendment for the above application.

- Small entity status of this application under 37 C.F.R. §§ 1.9 and 1.27 has been established  
 No additional fee is required.  
 Postcard included

The fee has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	SMALL ENTITY	NON-SMALL ENTITY
Total Claims	*32	Minus	**38	0	
Indep. Claims	*5	Minus	***5	0	
<b>First Presentation of Multiple Dependent Claim(s)</b>					
				Rate	Additional Fee
				x 9	\$ 0
				x 42	\$
				+140	\$
				Total	\$ 0
				Rate	Additional Fee
				x 18	\$
				x 84	\$
				+280	\$
				Total	\$

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest No. Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

Applicant(s) hereby Petition(s) for an Extension of Time of 2 month(s) pursuant to 37 C.F.R. § 1.136(a).

Please charge my Deposit Account No. 19-1685 (Order No. DCI-19C) the amount of \$ 210 to cover the extension of time fee. A duplicate copy of this sheet is enclosed.

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-1685 (Order No. DCI-19C) (a duplicate copy of this sheet is enclosed):

Any additional filing fees required under 37 C.F.R. § 1.16 for presentation of extra claims.

Any extension or petition fees under 37 C.F.R. § 1.17.

Respectfully submitted,

  
Jay R. Beyer

Registration No. 39,907

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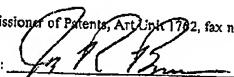
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	(Col. 1)	(Col. 2)	(Col. 3)	SMALL ENTITY	NON-SMALL ENTITY
Total Claims	*22	Minus	**38	0	
Indep. Claims	*5	Minus	***5	0	
<b>First Presentation of Multiple Dependent Claim(s)</b>					
	Claims Remaining	Previously Paid For	Present Extra	Rate	Additional Fee
				x 9	\$ 0
				x 42	\$
				+140	\$
				Total	\$ 0
* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3. ** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space. *** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest No. Previously Paid For" (Total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.					
				x 18	\$
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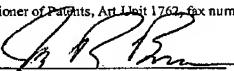
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Jay R. Beyer

**AMENDMENT D AFTER FINAL**

Commissioner of Patents  
P. O. Box 1450  
Alexandria, VA 22313

Dear Sir:

The following remarks are intended as a full and complete response to the Advisory Office Action dated (mailed) October 20, 2003.

DCI-P019C

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USSN 10/040,728